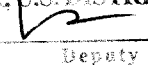


ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

U.S. DISTRICT COURT NORTHERN DISTRICT OF TEXAS FILED NOV 28 2006 CLERK, U.S. DISTRICT COURT By  Deputy

UNITED STATES OF AMERICA

v.

JUAN DAVID ORTIZ (1)
DANIEL MARTINEZ (2)
RUDOLPHO GONZALES (3)

§
§
§
§
§
§
§

No. 3:06 CR 362-G

INDICTMENT

The Grand Jury Charges:

Count One

Possession of Methamphetamine with Intent to Distribute and Aiding and Abetting
(Violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C) and 18 U.S.C. § 2)

On or about April 18, 2006, in the Dallas Division of the Northern District of Texas, defendants, **Juan David Ortiz** and **Rudolpho Gonzales**, aided and abetted by one another, did knowingly and intentionally possess with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

In violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C) and 18 U.S.C. § 2.

Count Two

Conspiracy to Distribute and Possess With Intent
to Distribute a Controlled Substance
(Violation of 21 U.S.C. § 846)

Beginning in or about August, 2004, the exact date being unknown to the Grand Jury, and continuing through on or about April 19, 2006, in the Dallas Division of the Northern District of Texas, defendants, **Juan David Ortiz, Daniel Martinez, and Rudolpho Gonzales**, did knowingly and intentionally combine, conspire, confederate, and agree together and with others known and unknown to the Grand Jury, to distribute and possess with intent to distribute 50 grams or more of a mixture and substance containing a detectable amount of methamphetamine, in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii).

In violation of 21 U.S.C. § 846.

Count Three

Possession of a Firearm in Furtherance of a Drug Trafficking Crime
and Aiding and Abetting
(Violation of 18 U.S.C. §§ 924(c)(1)(A) and 2)

On or about April 19, 2006, in the Dallas Division of the Northern District of Texas, defendants, **Juan David Ortiz** and **Daniel Martinez**, aided and abetted by one another, did knowingly possess a firearm, to wit: (1) a Colt, model 1911, .45 caliber pistol bearing an obliterated serial number; and (2) a Mossberg, model 185D, 20 gauge shotgun, bearing no serial number, as modified having a barrel of less than 18 inches in length, and an overall length of less than 26 inches, a weapon commonly known as a "sawed-off" shotgun, in furtherance of the commission of a drug trafficking crime, namely the conspiracy to distribute and possess with intent to distribute 50 grams or more of a mixture and substance containing a detectable amount of methamphetamine, in violation of 21 U.S.C. § 846, for which the defendants may be prosecuted in a court of the United States.

In violation of 18 U.S.C. § 924(c)(1)(A).

Count Four

Felon in Possession of a Firearm
(Violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2))

On or about April 19, 2006 in the Dallas Division of the Northern District of Texas, defendant, **Juan David Ortiz**, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly and unlawfully possess in and affecting commerce a firearm, to wit: (1) a Colt, model 1911, .45 caliber pistol bearing an obliterated serial number; and (2) a Mossberg, model 185D, 20 gauge shotgun, bearing no serial number, as modified having a barrel of less than 18 inches in length, and an overall length of less than 26 inches, a weapon commonly known as a "sawed-off" shotgun, both of which had previously been shipped and transported in interstate and foreign commerce.

In violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2).

Count Five

Felon in Possession of a Firearm
(Violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2))

On or about April 19, 2006 in the Dallas Division of the Northern District of Texas, defendant, **Daniel Martinez**, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly and unlawfully possess in and affecting commerce a firearm, to wit: (1) a Colt, model 1911, .45 caliber pistol bearing an obliterated serial number; and (2) a Mossberg, model 185D, 20 gauge shotgun, bearing no serial number, as modified having a barrel of less than 18 inches in length, and an overall length of less than 26 inches, a weapon commonly known as a "sawed-off" shotgun, both of which had previously been shipped and transported in interstate and foreign commerce.

In violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2).

A TRUE BILL.

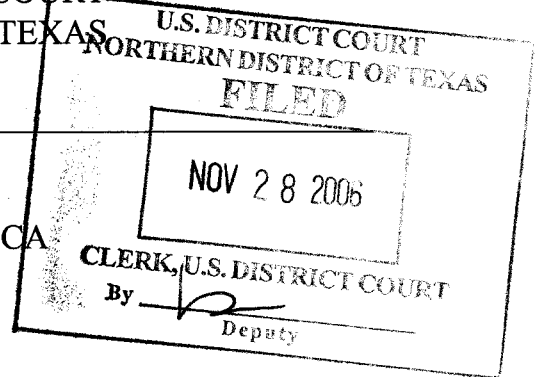
FOREPERSON

RICHARD B. ROPER
UNITED STATES ATTORNEY


JORDAN A. KONIG

Assistant United States Attorney
New York Bar No. 4047122 (JK-2086)
1100 Commerce Street, Third Floor
Dallas, Texas 75242-1699
Telephone: 214.659.8600
Facsimile: 214.767.0978
Email: jordan.konig@usdoj.gov

FINAL
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION



THE UNITED STATES OF AMERICA

v.

JUAN DAVID ORTIZ (1)
DANIEL MARTINEZ (2)
RUDOLPHO GONZALES (3)

3: 06 cr 362 -G
(LBH)

INDICTMENT

21 U.S.C. §§ 841(a)(1) and 841(b)(1)(D)
and 18 U.S.C. § 2

Possession of Methamphetamine With
Intent to Distribute and Aiding and Abetting

21 U.S.C. § 846
Conspiracy to Distribute and Possess With Intent to
Distribute a Controlled Substance

18 U.S.C. § 924(c)(1)(A) and 2
Possession of a Firearm in Furtherance
of a Drug Trafficking Crime and Aiding and Abetting

18 U.S.C. § 922(g)(1) and 924(a)(2)
Felon in Possession of a Firearm

5 Counts

A true bill rendered

DALLAS

FOR PERSON

Filed in open court this 28th day of November, A.D., 2006.

Clerk

WARRANTS TO ISSUE AS TO: JUAN DAVID ORTIZ; DANIEL MARTINEZ; AND
RUDOLPHO GONZALES.


UNITED STATES DISTRICT/MAGISTRATE JUDGE

No Magistrate Complaint Pending

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS**
Related Case Information

 Superseding Indictment: ☐ Yes ☒ No New Defendant: ☒ Yes ☐ No

 Pending CR Case in NDTX: ☐ Yes ☒ No If Yes, number:

Search Warrant Case Number _____

R 20 from District of _____

Magistrate Case Number:

1. Defendant Information

 Juvenile: ☐ Yes ☒ No

If Yes, Matter to be sealed:

☐ Yes ☐ No

Defendant Name

JUAN DAVID ORTIZ

Alias Name

Address

3:06-cr-362-G (1)

County in which offense was committed:

Dallas, Texas
2. U.S. Attorney Information
AUSA JORDAN A. KONIG
Bar # New York 4047122 (JK-2086)
3. Interpreter
☐ Yes ☒ No

If Yes, list language and/or dialect: _____

4. Location Status WARRANT TO ISSUE

Arrest Date -

☐ Already in Federal Custody

☒ Already in State Custody

☐ On Pretrial Release

5. U.S.C. Citations

 Total # of Counts as to This Defendant: **4**
☐

 Petty ☐ Misdemeanor

☒ Felony

Citation
Description of Offense Charged
Count(s)

 21 U.S.C. §§ 841(a)(1)
and 841(b)(1)(D) and
18 U.S.C. § 2

 Possession of Methamphetamine
With Intent to Distribute and
Aiding and Abetting

1

21 U.S.C. § 846

 Conspiracy to Distribute and
Possess With Intent to
Distribute a Controlled Substance

2

 18 U.S.C. §§ 924(c)(1)(A)
and 18 U.S.C. § 2

 Possession of a Firearm in
Furtherance of a Drug
Trafficking Crime and
Aiding and Abetting

3

Date: November 14, 2006 Signature of AUSA:


JORDAN A. KONIG

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS**
Related Case Information

 Superseding Indictment: ☐ Yes ☒ No New Defendant: ☒ Yes ☐ No

 Pending CR Case in NDTX: ☐ Yes ☒ No If Yes, number:

Search Warrant Case Number _____

R 20 from District of _____

Magistrate Case Number:

1. Defendant Information

 Juvenile: ☐ Yes ☒ No

If Yes, Matter to be sealed:

☐ Yes ☐ No

Defendant Name

DANIEL MARTINEZ

Alias Name

Address

3:06 cr 362 - G (2)

County in which offense was committed:

Dallas, Texas
2. U.S. Attorney Information
AUSA JORDAN A. KONIG
Bar # New York 4047122 (JK-2086)
3. Interpreter
☐ Yes ☒ No

If Yes, list language and/or dialect: _____

4. Location Status WARRANT TO ISSUE

Arrest Date -

- ☐ Already in Federal Custody
☐ Already in State Custody
☐ On Pretrial Release

5. U.S.C. Citations

Total # of Counts as to This Defendant: 3

☐

Petty

☐

Misdemeanor

☒

Felony

Citation
Description of Offense Charged
Count(s)

21 U.S.C. § 846

 Conspiracy to Distribute and
Possess With Intent to
Distribute a Controlled Substance

2

 18 U.S.C. §§ 924(c)(1)(A)
and 18 U.S.C. § 2

 Possession of a Firearm in
Furtherance of a Drug
Trafficking Crime and
Aiding and Abetting

3

 18 U.S.C. §§ 922(g)(1)
and 924(a)(2)

 Felon in Possession of
a Firearm

5

 Date: November 14, 2006

Signature of AUSA:

Jordan A. Konig
JORDAN A. KONIG

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS**
Related Case Information

 Superseding Indictment: ☐ Yes ☒ No New Defendant: ☒ Yes ☐ No

 Pending CR Case in NDTX: ☐ Yes ☒ No If Yes, number:

Search Warrant Case Number _____

R 20 from District of _____

Magistrate Case Number:

1. Defendant Information

 Juvenile: ☐ Yes ☒ No

If Yes, Matter to be sealed:

☐ Yes ☐ No

Defendant Name

RUDOLPHO GONZALES

Alias Name

Address

3:06 CR 362 - G (3)

County in which offense was committed:

Dallas, Texas
2. U.S. Attorney Information
AUSA JORDAN A. KONIG
Bar # New York 4047122 (JK-2086)
3. Interpreter
☐ Yes ☒ No If Yes, list language and/or dialect: _____

4. Location Status WARRANT TO ISSUE

Arrest Date -

- ☐ Already in Federal Custody
☐ Already in State Custody
☐ On Pretrial Release

5. U.S.C. Citations

 Total # of Counts as to This Defendant: **2**
☐ Petty ☐ Misdemeanor ☒ Felony

Citation	Description of Offense Charged	Count(s)
21 U.S.C. §§ 841(a)(1) and 841(b)(1)(D) and 18 U.S.C. § 2	Possession of Phencyclidine With Intent to Distribute and Aiding and Abetting	1
21 U.S.C. § 846	Conspiracy to Distribute and Possess With Intent to Distribute a Controlled Substance	2

 Date: November 14, 2006

Signature of AUSA:

Jordan A. Konig
 JORDAN A. KONIG